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*Attorneys for Defendants and Counterclaimants  
AT&T MOBILITY LLC and AT&T MOBILITY II LLC*

**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA**

ENOVSYS LLC,

Plaintiff,

vs.

AT&T MOBILITY LLC and AT&T  
MOBILITY II LLC,

Defendants.

AT&T MOBILITY LLC and AT&T  
MOBILITY II LLC,

Counterclaimants,

vs.

ENOVSYS LLC,

Counterdefendant.

Case No.: 2:11-CV-05210-FMO (AGRx)

**DEFENDANTS' *EX PARTE*  
APPLICATION TO SUSPEND THE  
SCHEDULE PENDING CLAIM  
CONSTRUCTION**

Hearing Date: [No Hearing Required]  
Hearing Time: [No Hearing Required]

Honorable Judge Fernando M. Olguin

1 **TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:**

2 Defendants and Counterclaimants AT&T Mobility LLC and AT&T Mobility  
 3 II LLC (collectively, "AT&T") hereby apply *ex parte* for a court order to suspend  
 4 the schedule in the case pending issuance of the Court's claim construction order  
 5 or, alternatively, to adopt AT&T's proposed schedule which sets all deadlines to  
 6 follow the Court's claim construction order without changing the number of days  
 7 between individual deadlines.

8 Pursuant to Local Rules 7-19 and 7-19.1, on September 11, 2013, counsel  
 9 for AT&T spoke with counsel for Plaintiff Enovsys LLC ("Enovsys") via  
 10 telephone and notified Enovsys of this *Ex Parte* Application. On that call, counsel  
 11 for the parties discussed the substance of AT&T's application and attempted to  
 12 arrive at a compromise that the parties could agree to, but were unable to do so.  
 13 Counsel for Enovsys indicated that Enovsys will oppose the application.

14 This *Ex Parte* Application is made pursuant to Local Rule 7-19 and is based  
 15 on this *Ex Parte* Application, the accompanying Memorandum of Points and  
 16 Authorities, Declaration of Russell J. Crain and exhibits attached thereto, all  
 17 pleadings, papers and orders on file in this action, and such further argument or  
 18 evidence received by the Court in connection with the ruling on this *Ex Parte*  
 19 Application.

20  
 21 Dated: September 12, 2013

Respectfully submitted,

22 BAKER BOTTS L.L.P.

23  
 24 /s/ Eliot D. Williams

25 Eliot D. Williams

26 Attorney for Defendants and  
 Counterclaimants

27 AT&T MOBILITY LLC and AT&T MOBILITY II  
 28 LLC